

App F IX 4

Previous References.

19 5/52

ML

File No 92-51
erial Nos 78

Later References.

pl 88-53-20, 22,
116, 162

GENERAL AND REVENUE SECRETARIAT

Serial Nos.

TWO,

92-51-8

Part B for
SUBJECT

May 1951

levy of surcharge on transfers of immovable
properties in Tiptur town Municipality

To The D C Tumkur

" Asst - Genl

" pdt T ML cl. Tiptur

" D y of Registration

" C^{ex} L F A

" C ompl^r

L, 1326-32 / ML 92-51-8 25/5/51

WD 010661-GPR-25,000-18-9-50

15/10/51

8012/mul

Rules relating to the levy of Surcharge
on transfers of immovable properties
in Tripura Town Mty.

From

The Deputy Commissioner
Dumkin District

Letter no AB C 1377/5051 dated
17.2.51 forwards for approval the
draft Rules relating to the levy of
the 4% Surcharge on transfers of immovable
properties in Tripura Town Mty.

The Town Municipal Council
Tripura resolved at their meetings
Flag W held on 29.6.50 and 31.10.50
to the obtain sanction of Government
to give effect to the Rules framed
for the levy of Surcharge on transfers
duty in the form of Surcharge
on transfers of immovable
properties in Tripura Town Mty.

2) The Deputy Commissioner,
Dumkin District, has stated that
no objections reserved in this
behalf

3) These Rules are compared
with the Rules in force in
Dumkin Town Municipality. A copy
of the Rules sanctioned in G.O.

10/11

Flag X

8012¹² levy duty in the form of Surcharge
in Zipter Town only

dated 25th 1/1950 is also put up
+ necessary corrections are made in the draft rules
4) A draft G.O. affirming the
rules to the levy duty on transfers
of immoveable properties under
Sections 61 (b), (xiii) and 64 of
the Mysore Town Municipalities Act of
1932 is put up for approval

Encl
10/4/51

11 12/4

57 As recommended by the
D.C., sanction may be accorded
to the levy of surcharge of one
percent on transfers of immoveable properties
in Zipter Town only. The present
formulates are calling for objection
from the public etc. have been
observed and no objections were
received

L S & Secy) MS
14/4

6) May be sanctioned

H N LSC)

30/4/51

MS
21/4/57

MS X

MS
23/4

Office of the Minister
for Local Government
279
23/4/57

A draft G.O. put up already
will be issued, if approved
Encl
4/5/51

Since MS

of one percent on the
amount of Conservation etc

MS
16/4

Serial
No

70

The DC Junction Dis
" P & MC Zipter
" Accountant General, Mth
" 9 6 9 Registration
" Commr by Stamps in Mysore
" Examiner, L F Account
" Computer, Mysore Gazette
h 1826-32 vol 72-51-8
27/5/51
Bamrta

B
9/8/51

File No

of 19

General and Revenue
Secretaria

Serial
No

No
Encl

AG C 1377/50-51
1 file

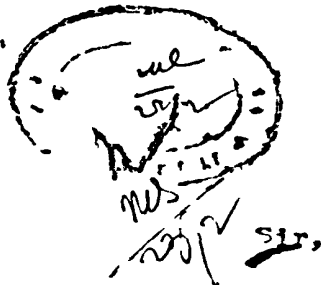
OFFICE OF THE DEPUTY COMMISSIONER
TUMKUR DISTRICT

Tumkur Dated 17th Feb 1951

From *Ml 92-51-1*
THE DEPUTY COMMISSIONER
TUMKUR DISTRICT, TUMKUR.

To

The Secretary to Govt of Mysore,
Local Self Govt. Department,
Bangalore



Subject Levy of surcharge on transfers of immoveable properties in Iiptur Town Municipality

I write to state that a set of rules for the levy of surcharge on transfers of immoveable properties situated within the limits of the Iiptur Municipality has been framed by the Municipal Council, Iiptur and the President of the Municipality has reported that these rules were first placed at the meeting held on 27-6-1950 when it was resolved to call for objections from the public. It is stated that after observing the prescribed formalities the subject was again placed before the meeting of the council on 31-10-50, when, after scrutiny it has been resolved to obtain sanction of Government to give effect to the Bye-laws since no objections were received from any quarter.

In the circumstances, I request that sanction of Government may kindly be obtained to the proposal of the Council and communicated early. Draft Rules framed are also enclosed for perusal.

Copies of letters AG C 31/50 dated 6-12-50 and 11-1-50 received from the President along with the connected enclosures are sent herewith for kind reference.

Ad 17/2

Yours faithfully,

[Signature]
Deputy Commissioner,
Tumkur District
17/2 *[Signature]* (D.C.)

S O

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA
OF MYSORE.

GENERAL AND REVENUE DEPARTMENTS

G O No L 7910 5—MI 81 49 33 dated 25th January 1950

Levy and Collection of Duty in the form of surcharge on transfers of immoveable properties

Sanctions the rules framed in regard to the — by the Tumkur Town
Municipal Council

READ—

Correspondence ending with Letter No H C 31—49 50 dated 2nd December 1949 from the President Town Municipal Council Tumkur requesting sanction to the draft rules framed in regard to the levy and collection of duty in the form of surcharge under Sections 46 (H) and 61 (xiii) read with Section 64 (A) of the Mysore Town Municipalities Act 1933 on transfers of immoveable properties in Tumkur Town in accordance with the resolution of the Municipal Council dated 2nd May 1949 and stating that the prescribed formalities have been observed and no objection has been received in this behalf

ORDER No L 7910 5—ML 81 49 33 DATED BANGALORE
THE 25TH JANUARY 1950

The proposal of the Tumkur Town Municipal Council is sanctioned
The above levy will come into effect from 1st February 1950
The Rules as approved are appended to this order

A C NIRVANI GOWDA,
*Secretary to Government
General Department*

To—The Deputy Commissioner Tumkur District
The President Town Municipal Council Tumkur (with records)
The Comptroller to Government
The Inspector General of Registration in Mysore
The Commissioner of Stamps in Mysore
The Compiler *Mysore Gazette*

End - T N S

No L 7910 5—ML 81 49 33 DATED 25TH JANUARY 1950

APPENDIX

Rules framed by Tumkur Town Municipal Council under Sections 46 (h) and 61 (xii) read with Section 64 (A and 3) of the Town Municipalities Act 1933 for regulating the levy and collection of duty on transfers of immoveable property in the form of a surcharge to be levied by the Tumkur Town Municipal Council

1 (i) The Transfer duty imposed under section 64 (A) of the Mysore Town Municipalities Act 1933 as amended from time to time on all instruments of transfer of immoveable property situated within the limits of the Tumkur Town Municipality for sale gift or mortgage which may be executed after the introduction of the above duty shall be paid and recovered in the same way and under the same procedure as the ordinary duty imposed on such instruments by the Mysore Stamp Act 1900

(ii) A rate of one per cent of the amount of consideration the value of the property or the amount secured by the mortgage as set forth in the instrument shall be levied

2 (i) Whenever any instrument referred to in Rule 1 is presented before the Registering Officer in the Tumkur Town Municipality he must see whether the particulars referred to in section 27 of the Mysore Stamp Act 1900 are set forth separately in the instrument in respect of property situated within the limits of the Tumkur Municipality as required by section 64 (A) of the said Town Municipalities Act 1933

(ii) If the said particulars be not so separately set forth in any such instrument the said officer must impound it to the District Registrar Tumkur calling his attention to section 64 of the Mysore Stamp Act 1900 as extended by section 64 (A) of the said Town Municipalities Act

3 (i) Every Registering Officer in the Tumkur Municipality who registers any instrument referred to in Rule 1 shall keep an account of the duty paid in respect of each such instrument showing separately the duty imposed by the Mysore Stamp Act 1900 and the transfer duty imposed by the Town Municipalities Act

(ii) The said accounts shall be consolidated quarterly under the orders of the Inspector General of Registration and each quarterly consolidated account shall be sent by him to the Comptroller within two months after the close of the quarter

4 If in any case it be impossible to recover the full duty payable on any instrument referred to in Rule 1 then only such portion of the duty realised on such instrument as is in excess of the duty imposed by the Mysore Stamp Act 1900 shall be treated in the said accounts as duty imposed by section 64 (A) of the Town Municipalities Act 1933

5 The Comptroller shall within three months after the close of each quarter arrange to pay the President Tumkur Town Municipality so much of the duty shown in the said consolidated accounts as represents the Transfer Duty imposed by section 64 (A) of the Mysore Town Municipalities Act 1933

6 A commission of one per cent shall be paid to Government for the collection of Transfer Duty

GENERAL AND REVENUE
SECRETARIAT

(Continuation sheet draft form)

ML 92-51-8

of one per cent on the
amount of the consideration
of the value of the property etc

8 copies

Proceedings of the Govt of
Mysore

Read: —

Letter no AB C 1377/50
dated 17 2 1951 from the
Deputy Commissioner,
Mysore Dist., requesting
sanction to the draft
rules framed in regard
to the levy and collection
of duty in the form of
surcharge under Section
46 (H) and 61 (xiii) read
with Section 64(A) of the
Mysore Town Municipalities
Act, 1933, in transfers
of immoveable properties
in Tiptur Town in accordance
with the resolution of the
Municipal Council dated
31 10 1950
22 2 1951, and stating
that the prescribed form

No L 7910 5—ML 81 49 33 DATED 25TH JANUARY 1950

APPENDIX

Rules framed by Tumkur Town Municipal Council under Sections 46 (h) and 61 (xiii) read with Section 64 (A and 3) of the Town Municipalities Act 1933 for regulating the levy and collection of duty on transfers of immoveable property in the form of a surcharge to be levied by the Tumkur Town Municipal Council

1 (i) The Transfer duty imposed under section 64 (A) of the Mysore Town Municipalities Act 1933 as amended from time to time on all instruments of transfer of immoveable property situated within the limits of the Tumkur Town Municipality for sale gift or mortgage which may be executed after the introduction of the above duty shall be paid and recovered in the same way and under the same procedure as the ordinary duty imposed on such instruments by the Mysore Stamp Act 1900

(ii) A rate of one per cent of the amount of consideration the value of the property or the amount secured by the mortgage as set forth in the instrument shall be levied

2 (i) Whenever any instrument referred to in Rule 1 is presented before the Registering Officer in the Tumkur Town Municipality he must see whether the particulars referred to in section 27 of the Mysore Stamp Act 1900 are set forth separately in the instrument in respect of property situated within the limits of the Tumkur Municipality as required by section 64 (A) of the said Town Municipalities Act 1933

(ii) If the said particulars be not so separately set forth in any such instrument the said officer must impound it to the District Registrar Tumkur calling his attention to section 64 of the Mysore Stamp Act 1900 as extended by section 64 (A) of the said Town Municipalities Act

3 (i) Every Registering Officer in the Tumkur Municipality who registers any instrument referred to in Rule 1 shall keep an account of the duty paid in respect of each such instrument showing separately the duty imposed by the Mysore Stamp Act 1900 and the transfer duty imposed by the Town Municipalities Act

(ii) The said accounts shall be consolidated quarterly under the orders of the Inspector General of Registration and each quarterly consolidated account shall be sent by him to the Comptroller within two months after the close of the quarter

4 If in any case it be impossible to recover the full duty payable on any instrument referred to in Rule 1 then only such portion of the duty realised on such instrument as is in excess of the duty imposed by the Mysore Stamp Act 1900 shall be treated in the said accounts as duty imposed by section 64 (A) of the Town Municipalities Act 1933

5 The Comptroller shall within three months after the close of each quarter arrange to pay the President Tumkur Town Municipality so much of the duty shown in the said consolidated accounts as represents the Transfer Duty imposed by section 64 (A) of the Mysore Town Municipalities Act 1933

6 A commission of one per cent shall be paid to Government for the collection of Transfer Duty

GENERAL AND REVENUE
SECRETARIAT

(Continuation sheet draft form)

ML 92-51-8

of one per cent on the
amount of the consideration
of the value of the property etc

80/9/50

Proceedings of the Com of
Mysore

Read: —

Letter no AB C 1377/505,
dated 17 2 1951 from the
Deputy Commissioner,
Mysore Dist., requesting
sanction to the draft
rules framed in regard
to the levy and collection
of duty in the form of
municipal charges under Sections
46 (H) and 61 (xiii) read
with Section 64(A) of the
Mysore Town Municipalities
Act, 1933, in transfers
of immoveable properties
in Tripura Town in accordance
with the resolution of the
Municipal Council dated
31 10/1950
~~22 May 1950~~, and stating
that the prescribed format.

have been obtained and
no objection has been
received in this behalf

Order no 1826 32/2nd 92 57-8
25 5 51

The proposal of the
Tipton Town Municipal Council X
is sanctioned the
rules as approved are
appended to this order.

T S
please type
8 copies of the
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MS
10/5
Secretary to Government,
L-S-G Department
M. M

To

The D.L. - Tipton Dist Tipton
" President, TMC Tipton up
" Assistant General Manager, Bhrm,
" I G of Rep & Merch in Mysur,
" Commissioner of Stamps in Mysur,
" Examiner, L F Decant
" ~~Comptroller~~ ~~by San. Gazette~~
" Compiler, Mysur Gazette

TIPTUR TOWN MUNICIPALITY

~~Draft rule to levy duty on transfers of immovable properties situated within the limits of the Tiptur Town Municipality in the form of a surcharge as provided under section 64 of the Town Municipalities Act 1933~~

1 (i) The transfer ~~or~~ duty imposed under section 64 (a) of the Mysore Town Municipalities Act 1933, as amended from time to time on all instruments of transfer of immovable properties situated within the limits of the Tiptur Town Municipality for sale, gift ~~and mortgage~~ which may be executed after the introduction of the above duty, shall be paid and recovered in the same way and under the same procedure as the ordinary duty imposed on such instruments by the Mysore stamp Act 1900

(ii) A rate of one percent of the amount of consideration, or the value of the property or the amount secured by the mortgage as set forth in the instrument shall be levied

2 (1) Whenever any instrument referred to in rule (1) is presented before the Registering officer in the Tiptur Town Municipality, he must see whether the particulars referred to in section 27 of the Mysore stamp Act 1900 are set forth separately in the instrument in respect of ^{the} property situated within the limits of Tiptur Town Municipality, as required by section 64 of the said Town Municipalities Act 1933

(11) If the said particulars be not so separately set forth in any such instrument the said officer must impound it to the District Registrar Tunkur, calling his attention to section 64 of the Mysore stamp Act 1900 as extended by section 64 (a) of the said Town Municipalities Act 1933

3 (1) Every Registering officer in the Tiptur Town Municipality, who registers any instruments referred to in ^{rule} 1, shall keep an account of the duty paid in respect of each such instrument, showing separately the duty imposed by the Mysore stamp Act 1900 and the transfer duty imposed by the Town Municipalities Act

6

(11) The said accounts shall be consolidated quarterly under the orders of the Inspector General of Registration and each quarterly consolidated account shall be sent by him to the

~~Controller~~ ^{Accountant General} within two months after the close of the quarter

4 If, in any case, it be impossible to recover the full duty payable on any instrument referred to in rule 1, then only such portion of the duty realised on each instrument as is in excess of the duty imposed by the Mysore Stamp Act 1900, shall be treated in the said accounts as duty imposed by section 64 of the Town Municipalities Act 1933

5 The ~~Controller~~ ^{Accountant General} shall, within three months after the close of each quarter, arrange to pay the president, ~~of~~ Tiptur Town Municipality, so much of the duty shown in the said consolidated accounts as represents the transfer duty imposed by section 64 (a) of the Mysore Town Municipalities Act, 1933

6 A commission of one percent shall be paid to Government, for the collection of transfer duty

[Signature]
President,
Tiptur Town Municipal Council,
Tiptur

[Signature] Secretary to Government,
L-56 Deputi

